

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

APPEAL (LODGING) NO.612 OF 2015
IN
CHAMBER SUMMONS NO.70 OF 2014
IN
SUMMARY SUIT NO.1774 OF 2004

U.P. Co-operative Spinning Mills
Federation Ltd., Kanpur, U.P.

.... Appellant /
(Org. Def. No.1)

In the matter between

The Board of Trustees of the Port of Bombay

.... Respondent /
(Org. Plaintiff)

V/s.

U.P. Co-operative Spinning Mills
Federation Ltd., Kanpur, U.P. & Ors.
And

.... Org. Defendants

The Registrar,
Handloom and Textile Co-operative
Societies of U.P., Kanpur (U.P.)

.... Org. Respondent

Mr. Umesh Tawari, i/by M/s. S. Ashwini Kumar
& Co., for the Appellant.

None for the Respondents.

CORAM : V.M. KANADE &
DR. SHALINI PHANSALKAR-JOSHI, J.J.

DATE : 24TH AUGUST, 2015.

P.C. :

1. Heard learned counsel appearing on behalf of the Appellant.

2. The Appellant is the Official Liquidator, who has been appointed under the U.P. Co-operative Societies Act, 1965. By the impugned order, the Plaintiff has been directed to implead the Official Liquidator as a party-Defendant.

3. In our view, no prejudice would be caused to the Appellant by the said impugned order. Hence, we are not inclined to interfere in the order passed by the learned Single Judge, reserving right of the Appellant to take out appropriate application before the learned Single Judge.

4. The Appeal stands disposed of in the above terms.

[DR. SHALINI PHANSALKAR-JOSHI, J.]

[V.M. KANADE, J.]